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7 Attorneys for Defendant AMAZON LOGISTICS, INC.  
(erroneously sued as AMAZON.COM, LLC)  
8

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11

12 JASMINE MILLER, individually and on  
behalf of all others similarly situated,  
13

14 Plaintiff,

15 vs.

16 AMAZON.COM, LLC, a Delaware Limited  
Liability Company; and DOES 1 through 500,  
inclusive,  
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18 Defendants.  
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Case No. 3:17-cv-3488-MMC

**JOINT STIPULATION TO CONTINUE  
THE MARCH 16, 2018 HEARING ON  
DEFENDANT'S MOTIONS TO  
DISMISS AND STRIKE TO MARCH  
30, 2018, AND EXTEND BY ONE  
WEEK DEFENDANT'S DEADLINE  
TO FILE REPLIES IN SUPPORT  
THEREOF PURSUANT TO LOCAL  
RULE 6-2; DECLARATION OF BRIAN  
D. FAHY IN SUPPORT**

Current hearing date: March 16, 2018  
Requested hearing date: March 30, 2018  
Current reply deadline: February 27, 2018  
Requested reply deadline: March 6, 2018

*[[Proposed] Order filed concurrently  
herewith]*

Complaint Filed: April 11, 2017

1 This Stipulation is entered into by and between Plaintiff Jasmine Miller (“Plaintiff”) and  
2 Defendant Amazon Logistics, Inc. (erroneously sued as Amazon.com LLC) (“Defendant”)  
3 (together as “the Parties”), by and through their respective counsel.

4 WHEREAS, on January 5, 2018, Plaintiff filed a Second Amended Complaint (*see* Dkt.  
5 #30);

6 WHEREAS, on February 5, 2018, Defendant filed Motions to Dismiss and Strike the  
7 Second Amended Complaint, which are currently scheduled for a hearing on March 16, 2018 (*see*  
8 Dkt. # 31, 34);

9 WHEREAS, on February 22, 2018, Plaintiff’s counsel requested that Defendant continue  
10 the March 16, 2018 hearing to March 23 or March 30, 2018 to accommodate a pre-planned  
11 family vacation;

12 WHEREAS, Defendant agreed to Plaintiff’s counsel’s request and will seek to continue  
13 the March 16, 2018 hearing on its Motions to Dismiss and Strike to March 30, 2018, which  
14 appears to be an available hearing date on the Court’s calendar;

15 WHEREAS, in addition to accommodating Plaintiff’s request to continue the March 16,  
16 2018 hearing date, the Parties have agreed to a request that the Court extend, by one week,  
17 Defendant’s deadline to file replies in support of its Motions to Dismiss and Strike, from  
18 February 27, 2017 to March 6, 2018;

19 WHEREAS, on October 12, 2017, the Parties filed a stipulation to continue the Initial  
20 Case Management Conference and related deadlines (*see* Dkt. # 21), and the Court granted the  
21 stipulation on October 12, 2017 (*see* Dkt. # 22);

22 WHEREAS, on December 20, 2017, the Parties filed a stipulation to continue the Initial  
23 Case Management Conference and related deadlines (*see* Dkt. #26), and the Court granted the  
24 stipulation on December 22, 2017 (*see* Dkt. # 27);

25 WHEREAS, this stipulation will not affect the April 27, 2018 Initial Case Management  
26 Conference, as it seeks only a two-week continuance of the March 16, 2018 hearing date to  
27 March 30, 2018, which is still nearly a month before the April 27, 2018 conference;

1 WHEREAS, this stipulation and request for Court order is made more than 14 days prior  
2 to the March 16, 2018 hearing on Defendant's Motions to Dismiss and Strike;

3 NOW THEREFORE, the Parties respectfully request that the Court continue the hearing  
4 date on Defendant's Motions to Dismiss and Strike from March 16, 2018 to March 30, 2018, and  
5 extend Defendant's deadline to file its replies in support of its Motions to Dismiss and Strike by  
6 one week from February 27, 2018 to March 6, 2018, pursuant to Local Rule 6-2 for the foregoing  
7 reasons and the reasons set forth in the Declaration of Brian D. Fahy filed herewith.

8 Dated: February 23, 2018

MORGAN, LEWIS & BOCKIUS LLP

9 By /s/ Brian D. Fahy

10 John S. Battenfeld  
11 Brian D. Fahy  
12 Attorneys for Defendant  
13 AMAZON LOGISTICS, INC.

14 Dated: February 23, 2018

COHELAN KHOURY & SINGER

15 By /s/ J. Jason Hill

16 Michael D. Singer  
17 J. Jason Hill  
18 Attorneys for Plaintiff  
19 JASMINE MILLER

20 **Attestation Regarding Signatures**

21 I, Brian D. Fahy, attest that all other signatories listed, and on whose behalf this filing is  
22 submitted, concur in the filing's content and have authorized the filing.

23 Dated: February 23, 2018

MORGAN, LEWIS & BOCKIUS LLP

24 By /s/ Brian D. Fahy

25 John S. Battenfeld  
26 Brian D. Fahy  
27 Attorneys for Defendant  
28 AMAZON LOGISTICS, INC.

**DECLARATION OF BRIAN D. FAHY**

1. I am an associate at Morgan, Lewis & Bockius LLP, counsel for Defendant Amazon Logistics, Inc. ("Amazon") in the above-captioned matter. I am licensed to practice law in the State of California and this Court. I have personal knowledge of the following facts and, if called to testify in this matter, I could and would testify competently to the matters stated herein.

2. I submit this declaration in support of the Parties' stipulation and request, pursuant to Local Rule 6-2, for an order: (a) continuing the March 16, 2018 hearing date on Amazon's motions to dismiss and strike the Second Amended Complaint to March 30, 2018; and (b) extending, by one week, Amazon's deadline to file its replies in support of its motions to dismiss and strike, from February 27, 2018 to March 6, 2018.

3. The Parties request the continuance of the March 16, 2018 hearing date to accommodate a pre-planned family vacation for Plaintiff's counsel. In addition to agreeing to continue the March 16, 2018 hearing date on Amazon's motions to dismiss and strike the Second Amended Complaint, the Parties agreed to a request that the Court extend, by one week, Amazon's deadline to file its replies in support of its motions to dismiss and strike, from February 27, 2018 to March 6, 2018.

4. Previously, the parties stipulated, with the Court's permission, to amend Defendant's deadline to respond to Plaintiff's complaint to 30 days after Plaintiff filed a SAC and then stipulated, again with the Court's approval, to extend the date for the Initial Case Management Conference and related deadlines.

5. The requested modification would not affect the April 27, 2018 initial case management conference.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge, information, and belief.

Executed this 23rd day of February, 2018 at Los Angeles, California.

/s/ Brian D. Fahy  
Brian D. Fahy